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UNITED STATES OF AMERICA

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

DEC 18 2002
at 2 o'clock and 40 min.
WALTER A. Y. H. CHING, CLERK

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO.	CR02-00540 SOM
)		
Plaintiff,)	INDICTMENT	
)		
vs.)	Counts 1-7: 18 U.S.C.	
)	§ 1951	
TED S. ESTEBAN,)	Counts 8 & 9: 18 U.S.C.	
)	§§ 924(c)(1)(B)(i) & 2	
Defendant.)		
)		

INDICTMENT

COUNT 1

(18 U.S.C. § 1951)

The Grand Jury charges that:

From on or before November 30, 2002, and continuing thereafter until December 11, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN and another individual whose identity is known to the Grand Jury but who is not a defendant in this indictment, did unlawfully, knowingly, and willfully conspire with each other to obstruct and affect commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined in Title 18, United States Code,

Section 1951, in that the defendant and his coconspirator conspired to commit the robberies identified in Counts 2 through 7 of this Indictment and incorporated herein by reference.

All in violation of Title 18, United States Code, Section 1951.

COUNT 2
(18 U.S.C. § 1951)

The Grand Jury further charges that:

On or about November 30, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of J.D., who was an employee of Reynolds Recycling which was engaged in commerce, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person.

All in violation of Title 18, United States Code, Section 1951.

COUNT 3

(18 U.S.C. § 1951)

The Grand Jury further charges that:

On or about December 4, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of J.F. and S.P., who were employees of Baskins-Robbins which was engaged in commerce, against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their persons.

All in violation of Title 18, United States Code, Section 1951.

COUNT 4

(18 U.S.C. § 1951)

The Grand Jury charges that:

On or about December 5, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined

in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of R.M., who was an employee of the Video Warehouse which was engaged in interstate commerce, against his will by means of actual and threatened force, violence, and fear of injury, immediate and future, to his person.

All in violation of Title 18, United States Code, Section 1951.

COUNT 5
(18 U.S.C. § 1951)

The Grand Jury charges that:

On or about December 8, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of H.E. and J.M., who were employees of Dominos Pizza which was engaged in commerce, against their will by means of actual and threatened force, violence, and fear of injury, immediate and future, to their person.

All in violation of Title 18, United States Code, Section 1951.

COUNT 6

(18 U.S.C. § 1951)

The Grand Jury further charges that:

On or about December 9, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of T.O., who was an employee of Aloha Petroleum which engaged in commerce, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person.

All in violation of Title 18, United States Code, Section 1951.

COUNT 7

(18 U.S.C. § 1951)

The Grand Jury further charges that:

On or about December 11, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN did unlawfully, knowingly, and willfully obstruct and affect, and attempt to obstruct and affect, commerce as that term is defined in Title 18, United States Code, Section 1951, and the movement of articles and commodities in such commerce, by robbery as that term is defined

in Title 18, United States Code, Section 1951, in that the defendant did unlawfully, knowingly, and willfully take and obtain personal property consisting of money from the person and in the presence of L.M., who was an employee of the Salvation Army which engaged in commerce, against her will by means of actual and threatened force, violence, and fear of injury, immediate and future, to her person.

All in violation of Title 18, United States Code, Section 1951.

COUNT 8

(18 U.S.C. § 924(c)(1)(B)(i))

The Grand Jury further charges:

On or about December 5, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN, did knowingly and intentionally use and carry, and aid and abet the use and carry of a firearm, that was a short-barreled shotgun, to wit, a Savage Arms Model B .12 gauge shotgun, during and in relation to a crime of violence, to wit, robbery as charged in Count 4 of this Indictment.

All in violation of Title 18, United States Code, Section 924(c)(1)(B)(i).

COUNT 9

(18 U.S.C. § 924(c)(1)(B)(i))

The Grand Jury further charges:

On or about December 11, 2002, in the District of Hawaii, the defendant TED S. ESTEBAN, did knowingly and intentionally use and carry a firearm that was a short-barreled

shotgun, to wit, a Savage Arms Model B .12 gauge shotgun, during and in relation to a crime of violence, to wit, robbery as charged in Count 7 of this Indictment.

All in violation of Title 18, United States Code, Section 924(c)(1)(B)(i).

DATED: December 18, 2002, at Honolulu, Hawaii.

A TRUE BILL

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FOREPERSON, GRAND JURY

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UNITED STATES v. TED S. ESTEBAN
Cr. No. (Indictment)